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July 28, 2005

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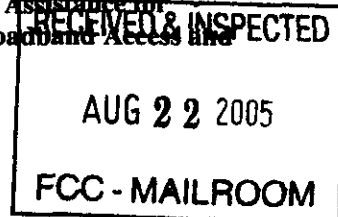
Ex Parte

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Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Re: *In the Matter of Communications Assistance for  
Law Enforcement Act and Broadband Access and  
Services, FCC 05-177*

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Dear Ms. Dortch:

On Wednesday, July 27, 2005, Nick Kolovos of the Information Technology Industry Council (ITI), and representatives of four of its members companies, Paula Boyd of Microsoft, Mary Brown of Cisco Systems, Inc., Cheryl Bruner of IBM, and Margie Dickman of Intel, met regarding the above-captioned docket with the following FCC representatives: Julius Knapp (OET); Terri Natoli (WCB-CPD); Jennifer McKee (WCB-PPD); Rodney Small (OET-PRD); Denise Coca (WCB-CPD); Jerry Stanshine (OET-NTD); Cathy Zima (WCB-IATD); John Kiefer (MB-ED); Gregory Vadas (WTB, Broadband Division); Artie Lechtman (IB-Satellite); Geraldine Matise (OET); and Walter Johnson (OET).

ITI is an elite group of the nation's top high-tech companies and has consistently advocated for policies that reduce barriers that stifle innovation, increase access to global markets, promote e-commerce expansion, protect consumer choice, and enhance the global competitiveness of our companies. Consistent with these overall goals, and in continued support of the advancement of public interest objectives such as the needs of law enforcement, ITI urged that the Commission define precisely the scope of VoIP services that would be subject to a CALEA mandate. In the course of the meeting, ITI did not discuss the legal issues associated with this proceeding, rather the focus of the meeting was to present its views on the important technical issues described below.

In general, to the extent CALEA applies to VoIP, ITI stated that it should apply to VoIP services that are real time two-way communications that receive and terminate traffic on the PSTN. ITI suggested that peer-to-peer VoIP should be exempted, as should closed, private data network services such as IM and online gaming. ITI also encouraged the Commission to allow the continuation of the industry process and negotiations with regard to the formation of standards and resolution of various technical issues associated with call-identifying information. Finally, ITI urged the adoption of a technology-neutral approach in generating CALEA solutions.

Should there be any further questions about this matter please contact the undersigned.

Sincerely,

/s/ Nick Kolovos

Nick Kolovos

Director and Counsel, Government Relations  
Information Technology Industry Council  
1250 I Street  
Washington, DC 20005



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